

Fill in this information to identify the case:

Debtor 1	<u>Thomas Balletti</u>
Debtor 2 (Spouse, if filing)	
United States Bankruptcy Court for the:	<u>Eastern</u> District of <u>New York</u> (State)
Case number	<u>16-72261-reg</u>

**Form 4100R AMENDED****Response to Notice of Final Cure Payment**

10/15

According to Bankruptcy Rule 3002.1(g), the creditor responds to the trustee's notice of final cure payment.

**Part 1: Mortgage Information****Name of creditor:** U.S. Bank Trust National Association as Trustee of the Tiki Series III Trust**Court claim no.** (if known):  
2-1**Last 4 digits** of any number you use to identify the debtor's account: 4 6 0 8**Property address:** 193 West 3rd Street  
Number      StreetDeer Park, NY 11729  
City              State      ZIP Code**Part 2: Prepetition Default Payments**

Check one:

Creditor agrees that the debtor(s) have paid in full the amount required to cure the prepetition default on the creditor's claim.

Creditor disagrees that the debtor(s) have paid in full the amount required to cure the prepetition default on the creditor's claim. Creditor asserts that the total prepetition amount remaining unpaid as of the date of this response is: \$ \_\_\_\_\_

**Part 3: Postpetition Mortgage Payment**

Check one:

Creditor states that the debtor(s) are current with all postpetition payments consistent with § 1322(b)(5) of the Bankruptcy Code, including all fees, charges, expenses, escrow, and costs.

The next postpetition payment from the debtor(s) is due on:           /      /        
MM / DD / YYYY

Creditor states that the debtor(s) are not current on all postpetition payments consistent with § 1322(b)(5) of the Bankruptcy Code, including all fees, charges, expenses, escrow, and costs.

Creditor asserts that the total amount remaining unpaid as of the date of this response is:

a. Total postpetition ongoing payments due: (a) \$ 7,407.24

b. Total fees, charges, expenses, escrow, and costs outstanding: + (b) \$ 0.00

c. **Total.** Add lines a and b. (c) \$ 7,407.24

Creditor asserts that the debtor(s) are contractually obligated for the postpetition payment(s) that first became due on: 02 / 01 / 2019  
MM / DD / YYYY

Debtor 1

Thomas Balletti  
 First Name Middle Name Last Name

Case number (*if known*) 16-72261-reg**Part 4: Itemized Payment History**

If the creditor disagrees in Part 2 that the prepetition arrearage has been paid in full or states in Part 3 that the debtor(s) are not current with all postpetition payments, including all fees, charges, expenses, escrow, and costs, the creditor must attach an itemized payment history disclosing the following amounts from the date of the bankruptcy filing through the date of this response:

- all payments received;
- all fees, costs, escrow, and expenses assessed to the mortgage; and
- all amounts the creditor contends remain unpaid.

**Part 5: Sign Here**

The person completing this response must sign it. The response must be filed as a supplement to the creditor's proof of claim.

Check the appropriate box::

I am the creditor.  
 I am the creditor's authorized agent.

I declare under penalty of perjury that the information provided in this response is true and correct to the best of my knowledge, information, and reasonable belief.

Sign and print your name and your title, if any, and state your address and telephone number if different from the notice address listed on the proof of claim to which this response applies.

/s/ Richard Postiglione  
 Signature

Date 06 / 10 / 2019

Print Richard Postiglione  
 First Name Middle Name Last Name

Title Creditor's Attorney

Company Friedman Vartolo, LLP

If different from the notice address listed on the proof of claim to which this response applies:

Address 1325 Franklin Avenue, Suite 230  
 Number  Street

Garden City, NY 11530  
 City  State  ZIP Code

Contact phone ( 212 ) 471 - 5100 Email bankruptcy@friedmanvartolo.com

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
IN RE:  
Thomas Balletti,  
Debtor.  
: CASE NO.: 16-72261-reg  
: CHAPTER: 13  
: HON. JUDGE.: Robert E. Grossman  
:  
:

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**CERTIFICATE OF SERVICE**

On June 10 2019, I served a true copy of the annexed **AMENDED RESPONSE TO NOTICE OF FINAL CURE PAYMENT** by mailing the same by First Class Mail in a sealed envelope, with postage prepaid thereon, in a post office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known address of the addressee, and the property address as indicated on the attached Service List annexed hereto.

By: /s/ Richard Postiglione  
FRIEDMAN VARTOLO LLP  
85 Broad Street, Suite 501  
New York, New York 10004  
T: (212) 471-5100  
F: (212) 471-5150

**SERVICE LIST**

Thomas Balletti  
200 West 21st Street  
Deer Park, NY 11729  
***Debtor***

John Gonzalez  
Law Office of John Gonzalez P.C.  
3237 Route 112  
Bldg 6, Suite 10  
Medford, NY 11763  
***Debtor's Attorney***

Michael J. Macco  
2950 Express Drive South  
Suite 109  
Islandia, NY 11749  
***Trustee***

United States Trustee  
Long Island Federal Courthouse  
560 Federal Plaza - Room 560  
Central Islip, NY 11722-4437  
***U.S. Trustee***